THE HONOURABLE SRI JUSTIVE C.V. RAMULU

WRIT PETITION NO. 24003 OF 2006

DATED: 17-11-2006

BETWEEN:

M/S. Sri Srinivasa Agency,
HPC Retail Outlet at Venkupalem
Kasimkota village & Mandal,
Visakhapatnam District,
Rep.by its Managing Partner …
Petitioner

And

The District Collector, (C.S. Wing)
Visakhapatnam District, Visakhapatnam
And another …
Respondents

THE HONOURABLE SRI JUSTIVE C.V. RAMULU

WRIT PETITION NO. 24003 OF 2006

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the respondents in seizing the stock of 22,052 litres of H.S.D. Oil in two underground tanks situated in the petitioner's business premises pursuant to a case registered against it, under Section 6-A of the Essential Commodities Act, 1955 as arbitrary and illegal.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies and perused the material on record.

In the facts and circumstances of the case, without expressing any opinion on merits, I deem it appropriate to direct the District Collector (C.S.Wing) , Visakhapatnam and the District Supply Officer (R) Visakhapatnam (respondents herein) to release the seized stock of 22,052 litres of H.S.D. Oil contained in two underground tanks situated

in the petitioner's premises, on condition of the petitioner furnishing bank guarantee for the full value of the seized stock.

With the above direction, writ petition is disposed of. No costs.

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17-11-2006

Note:
Issue C.C. tomorrow.

B/O

Rns.

THE HONOURABLE SRI JUSTIVE C.V. RAMULU

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